

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

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FILED
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JAN 29 2003

Kim Smith
Plaintiff

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:Civil No. 1:01-0817

v.

:

:(Judge William W. Caldwell)

:

James Morgan, et al.,
Defendants

:(Magistrate Judge Malachy E. Massion)

:

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:

PER *[Signature]*
DEPUTY CLERK

OBJECTION TO CORRECTION DEFENDANTS MOTION FOR ENLARGEMENT OF TIME

AND NOW, comes Kim Smith a lay person not lettered in legal matters and without the aid of counsel prays a less stringent standard be applied to this pro-se pleading and objection to the Correctional Defendants Motion for Enlargement of Time. As a Matter of law and in this Court Order it stated that their will be no additional enlargement of time. And since have grant two additional enlargement of time and at this point a third is not required nor should the Correction Defendants be Granted any more additional time to respond to claim or in their Motion for Summary Judgment. Because of the period of time and the amount of additional time it is appearing that the Correction Defendants may not have evidence to support their claim and material fact and this matter should be set for jury trial on the violation and the cruel punishment imposed on petitioner by the Correction Defendants.

It is respectfully requested the Correction Defendants Motion be **DENIED**, and this matter set for trial as their material fact that would support the Correction Defendants action in the terminating power in the RHU cells, and the denial of use of C-Pap when their was no power for its use. Coupled with some of the other claims in plaintiff complaint.

Wherefore no additional enlargement of time should be granted and this case should

move forward and set for submitting to the jury.

Respectfully Submitted

Kim Smith

Date: January 24, 2003

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

Kim Smith :
Plaintiff :
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 : Civil No. 1:01-0817
 :
 v. :
 : (Judge William W. Caldwell)
 :
 James Morgan, et al., : (Magistrate Judge Malachy E. Mancios)
 Defendants :
 :
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CERTIFICATE OF SERVICE

I undersigned hereby certifies that a copy of the Plaintiff Motion for
Enlargement of Time in this matter was served upon the person(s) in a manner
indicated below.

Service by first class mail

addressed as follow:

Jan. 24, 2003



Kim Smith CT-2162
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United States District Court
Middle District of Pennsylvania

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